

Appl. No. 09/700,561  
Atty. Docket No. AA315X/KL  
Amdt. dated February 27, 2004  
Reply to Office Action of December 4, 2003  
Customer No. 27752

### AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### Listing of Claims:

Claim 1. (Amended) A disposable garment having a front region, a back region, a crotch region between the front region and the back region, the disposable garment comprising:

a chassis having a topsheet, a backsheet joined with the topsheet, and an absorbent core interposed between the topsheet and the backsheet, the chassis having a central panel having a waist edge and side edges, an ear panel having a waist edge, and a waistband panel in the front region and the back region, wherein the ear panel extends laterally outwardly from each side edge of the central panel, and the waistband panel extends longitudinally outwardly from the waist edge of the central panel and the waist edge of the ear panel,

a waist elastomeric material joined to and extending continuously along the waistband panels in the front region and the back region so as to form a continuous extensible waistband in the front region and the back region,

a side elastomeric material joined to the ear panel so as to form extensible ears, wherein the side elastomeric material and the waist elastomeric material are separate elements and are disposed so as not to overlap to each other, and

seams joining each ear panel to a corresponding portion in the opposite front or back region so as to form two leg openings and a waist opening such that the extensible waistbands form a continuous extensible waist feature.

Claims 2-3. (Cancelled)

Claim 4. (Original) The disposable garment of Claim 1 wherein the extensible ear is formed from a "zero strain" stretch laminate.

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Claim 5. (Original) The disposable garment of Claim 1 wherein the waist elastomeric materials comprise two separate elements, one of which is joined to the waistband panel in the front region, the other of which is joined to the waistband panel in the back region, wherein the two elements are connected to each other at the seams.

Claim 6. (Cancelled)

Claim 7. (Original) The disposable garment of Claim 1 wherein the backsheet comprises an inner barrier film and a nonwoven outer cover, and wherein the nonwoven outer cover is superposed outside the inner barrier film.

Claim 8. (Original) The disposable garment of Claim 7 wherein the extensible waistband comprises an extended portion of the outer cover and the waist elastomeric material.

Claim 9. (Original) The disposable garment of Claim 7 wherein the extensible ear comprises an extended portion of the outer cover and the side elastomeric material.

Claim 10. (Original) The disposable garment of Claim 1 wherein the waist elastomeric material is superposed inside an innermost surface of the garment.

Claims 11-29 (Cancelled).